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DEC 22 2004

NIXON & VANDERHYE, PC  
8<sup>TH</sup> FLOOR  
1100 NORTH GLEBE ROAD  
ARLINGTON, VA 22201-4714

In re Application of :  
Isabelle Preuilh et al :  
Serial No.: 09/709,477 : PETITION DECISION  
Filed: November 13, 2000 :  
Attorney Docket No.: 2365-23 :


This is in response to the petition under 37 CFR 1.181, filed October 5, 2004, for withdrawal of abandonment of the above identified application based on failure to receive an Office action.

A review of the file history shows that the examiner mailed an Office action to applicants on November 25, 2003, in response to an amendment filed October 8, 2003, setting a three month shortened statutory period for reply. Applicants filed a supplemental reply to the October 8, 2003, reply on December 15, 2003, but which did not respond to the Office action of November 25, 2003. Upon failure to receive a reply to the Office action of November 25, 2003, the Office mailed a Notice of Abandonment to applicants on October 4, 2004. Applicants state that the Office action of November 25, 2003, was never received and provide a statement and copies of docket records establishing that the Office action was not received. In view of the evidence presented the Notice of Abandonment is withdrawn and the application is restored to pending status with the mailing of this decision.

The petition is **GRANTED**.

**The application will be forwarded to the examiner for mailing of a new Office action.**

Should there be any questions about this decision please contact William R. Dixon, Jr., by letter addressed to Director, TC 1600, P.O. Box 1450, Alexandria, VA 22313-1450, or by telephone at 571-272-0519 or by facsimile sent to the general Office facsimile number, 703-872-9306.

  
Bruce M. Kisliuk  
Director, Technology Center 1600